

## COMBINED DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we hereby declare that:

This is an original application.

Our residence, post office addresses and citizenship are as stated below next to each name.

We each believe we are an original, first and joint inventor, each co-inventor being a United States Citizen, of the subject matter which is claimed and for which a patent is sought on the invention entitled APPARATUS AND METHOD FOR MANAGING THE PERFORMANCE OF AN ELECTRONIC DEVICE, the specification of which is attached hereto.

We each hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We each acknowledge our duty to disclose information which is material to the examination and patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

U.S. Provisional Application Serial No. 60/436,169, filed December 23, 2002.

## **POWER OF ATTORNEY**

We hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

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We each hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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